

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 326 – HB 600

March 16, 2023

SUMMARY OF BILL: Lessens the offense of giving an application for an absentee ballot to an individual who has not requested it by someone who is not an employee of an election commission from a Class E felony to a Class A misdemeanor. Eliminates the offense when a person requested such application. Creates a Class A misdemeanor for when a person, who is not an employee of an election commission, creates and distributes a form to request an application for an absentee ballot.

FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Tennessee Code Annotated § 2-6-202(c)(3) currently states that it is a Class E felony for an individual who is not an employee of an elections commission to give an application for an absentee ballot. The proposed legislation lessens this to a Class A misdemeanor, and allows for an individual who is not an employee of the elections commission to give an application for an absentee ballot for another person who requests it.
- Tennessee Code Annotated § 2-6-202(c)(4) currently states that an individual, who is not an employee of an elections commission, commits a Class A misdemeanor if they give a request for application for absentee ballot to any person who does not request one. The proposed legislation changes this to prohibit creation and distribution of a form to request an application.
- The proposed legislation will not significantly impact caseloads in state or local courts.
- Based on information provided by the Department of Correction, there have been zero admissions over the last 10 years for the Class E felony offense pursuant to Tenn. Code Ann. § 2-6-202(c)(3). Therefore, the proposed legislation will not significantly impact state or local incarceration expenditures.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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